

**HOGUET NEWMAN
REGAL & KENNEY, LLP**

10 East 40th Street
New York, New York 10016

Tel 212.689.8808
Fax 212.689.5101
www.hnrklaw.com

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By Hand

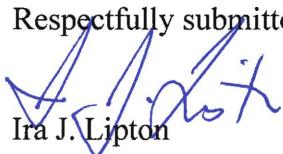
Hon. Paul G. Gardephe
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: Lockheed Martin Corporation v. MTA Capital Construction Co. and Metropolitan
Transp. Auth., et al., 09-CV-4077 (PGG) (GWG); 09 CIV 6033 (PGG) (GWG)

Dear Judge Gardephe:

We represent defendants Metropolitan Transportation Authority and MTA Capital Construction Company (collectively “MTA”) in the above-referenced actions. MTA identifies the following witnesses whose testimony is to be offered by affidavit in Lockheed’s case in chief as witnesses whom MTA intends to cross-examine:

1. Judith Marks
2. Barbara Humpton
3. James Gaughan
4. James Williamson
5. William Krampf
6. Bradley Lovitt
7. Steven Smith
8. Gary Porter
9. Bruce Corriveau
10. Stacie Musgrave
11. Douglas Peterson
12. Frank J. Davies
13. Louis T. DeStefano
14. Roger Nebel

Respectfully submitted,

Ira J. Lipton

cc: Michael Chartan, Esq. (by email)
Adam Friedman, Esq. (by email)